

**BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI**

In the matter of the Application of)	
Aquila, Inc. for an Accounting)	
Authority Order Concerning Fuel)	EU-2005-0041
Purchases)	

**RESPONSE OF
SEDALIA INDUSTRIAL ENERGY USERS' ASSOCIATION
IN OPPOSITION TO SUGGESTED PROCEDURAL SCHEDULE**

COMES NOW SEDALIA INDUSTRIAL ENERGY USERS' ASSOCIATION (hereinafter SIEUA) and responds in opposition to the Motion for Procedural Schedule filed herein on September 3, 2004 by Aquila and in support thereof states:

1. The Motion is grossly premature. Per the Commission's recent Order, the matter is only now "at issue." Office of Public Counsel has filed a Motion to Dismiss and SIEUA has also filed such a motion contemporaneously with this response and in the alternative moved that this application be consolidated with the ER-2004-0034/HR-2004-0024 rate cases.

2. The issues raised by those motions should be dealt with first before any procedural schedule concerns are taken up.

3. Formal parties have not been established. SIEUA has opposed the proposed intervention of AmerenUE as an interloper in this matter.

4. Now that the matter is "at issue," a period for interventions should be established and preliminary motions

ruled. Proper rulings on those motions will obviate the need for a procedural schedule in this matter.

WHEREFORE, Aquila's Motion for Procedural Schedule should be denied.

Respectfully submitted,

FINNEGAN, CONRAD & PETERSON, L.C.



Stuart W. Conrad MBE #23966
3100 Broadway, Suite 1209
Kansas City, Missouri 64111
(816) 753-1122
Facsimile (816) 756-0373
Internet: stucon@fcplaw.com

ATTORNEYS FOR SEDALIA INDUSTRIAL
ENERGY USERS' ASSOCIATION

September 13, 2004

CERTIFICATE OF SERVICE

I have served the foregoing pleading by electronic or by U.S. mail, postage prepaid addressed to all parties by their attorneys of record and applicants for intervention as shown in the records of the Commission.



Stuart W. Conrad

Dated: September 13, 2004